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Attorney for Defendant

**MONTANA FOURTH JUDICIAL DISTRICT COURT,
MISSOULA COUNTY**

STATE OF MONTANA,

Plaintiff,

vs.

KEVIN W. KOLENDA,

Defendant.

Dept. No: 1 Hon. Ed McLean
Case No.: DC-12-200

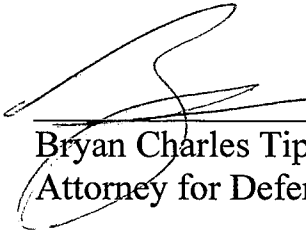
**MOTION TO EXCUSE THE
DEFENDANT FROM OMNIBUS
HEARING**

COMES NOW the Defendant, Kevin W. Kolenda, by and through counsel Bryan Charles Tipp, of TIPP & BULEY, P.C., and hereby moves this Court for an Order excusing the Defendant from personally appearing at the Omnibus Hearing on October 31, 2012. Grounds for this motion are that the Defendant lives out of State and it would cause him hardship to make multiple trips to Montana.

Jesse Laslovich has been contacted and states no objection to this motion.

Dated this 11th day of September, 2012.

TIPP & BULEY, P.C.


Bryan Charles Tipp
Attorney for Defendant

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CERTIFICATE OF SERVICE

I hereby certify that I caused a true copy of the foregoing document to be served upon the following person(s), in the manner(s) indicated, this 11th day of September, 2012.

Jesse Laslovich [X] U.S. Mail
Special Deputy Missoula County Attorney [] Hand Delivery
Special Assistant Montana Attorney General [] Facsimile
840 Helena Avenue [] Email
Helena, MT 59601

Fred Van Valkenburg [X] U.S. Mail
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